

Shephali

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION  
WRIT PETITION NO. 318 OF 2022**

Amina Mohammed Rais Shaikh ...Petitioner  
*Versus*  
Slum Rehabilitation Authority & Ors ...Respondents

---

**Mr Devendra Rajapurkar, for the Petitioner.**  
**Mr RD Suryavanshi, for Respondent No. 1.**  
**Mr Hemant Haryan, AGP, for Respondent-State.**  
**Mr Yuwraj D Patil, for Respondent No. 6.**  
**Mrt Ashok Gupta, for Respondent No. 8.**

---

**CORAM G.S. Patel &  
Madhav J. Jamdar, JJ.**  
**DATED: 21st January 2022**

**PC:-**

1. Mr Ashok Gupta appears for Respondent No. 8 company. He says that he has not been served. Mr Gupta states that Shop No. 17 of 150 sq. ft are is available for being given in the possession of the Petitioner. It has been allotted to the Petitioner.

2. Mr Rajapurkar says that his client will take possession of Shop No. 17 on a without prejudice basis. We accept the statement and clarify that all contentions are left open. Specifically, it is Mr Rajapurkar's contention that persons not entitled to allotment at all

SHEPHALI  
SANJAY  
MORMARE

Digitally signed  
by SHEPHALI  
SANJAY  
MORMARE  
Date: 2022.01.21  
15:36:58 +0530

or entitled to allotment of a lesser area were allotted premises of a larger area. We will consider the rival contentions after Affidavits are filed. We keep all contentions open.

3. Mr Gupta makes a statement that the possession will be delivered to the Petitioner of Shop No. 17 by 3.00 pm tomorrow, 22nd January 2022. The statement is accepted.

4. Service to be effected by 27th January 2022. Private service is permitted.

5. Affidavits in Reply are to be filed and served by 7th February 2022.

6. List the matter on 15th February 2022.

7. All concerned will act on production of a digitally signed copy of this order.

**(Madhav J. Jamdar, J)**

**(G. S. Patel, J)**